

17668 U.S. PTO

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



09/24/00 Patent Application  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Atty. Dkt.: 35-268

Date: September 24, 2003

Sir:

Attached for filing is the patent application of:

Inventor: OSTERHOFF, et al.

Entitled: EPIDIDYMIS-SPECIFIC RECEPTOR PROTEIN

and including attachments as noted below:

- ☐ Newly executed Declaration, ☒ Copy of Declaration from prior application, ☒ Abstract  
 58 pages of specification and claims (including 30 numbered claims), and  
 10 sheets of accompanying drawing/s.  
☐ Attached is a Power of Attorney.  
☐ Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number

Country

Day/Month/Year Filed

16834 U.S. PTO  
10/668181

- ☐ , respectively, the entire content of which is hereby incorporated by reference in this application.  
☐ Certified copy(ies) of foreign application(s) is/are attached.  
☐ Certified copy(ies) filed on \_\_\_\_\_ in prior appln. no. \_\_\_\_\_ filed \_\_\_\_\_  
☐ This application claims the benefit of Provisional Application No. \_\_\_\_\_, filed \_\_\_\_\_, the entire content of which is hereby incorporated by reference in this application.  
☒ This application is a ☐ continuation/☒ division/☐ continuation-in-part of Application No. 09/731,657, filed December 8, 2000, pending which is a continuation of application Serial No. 09/041,745 filed March 13, 1998, abandoned, the entire content of which is hereby incorporated by reference in this application.  
☒ Petition filed in prior application to extend its life to insure co-pendency.  
☒ The prior application is assigned to IHF INSTITUT FUR HORMON-UND FORTPFLANZUNGSFORSCHUNG GMBH  
☐ It is hereby requested that the Examiner consider the art cited in the parent application by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached.  
☒ Applicant claims "small entity" status. ☐ "Small entity" statement attached.  
☒ Please enter the attached and/or below preliminary amendment prior to calculation of filing fee:

- ☒ Also attached: ☐ Information Disclosure Statement; ☐ Non-Publication Request; ☐ Nucleotide and/or Amino Acid Sequence Submission; ☐ Statement deleting Inventor(s) named in prior application; ☒ Other: Copy of Declaration and Power of Attorney; Declaration Under Rule 132 of Dr. Ulrich Gottwald; Copy of Figure - HE6 expression on sperm surfaces Spermatozoa collected from caudal epididymis; Copy of Legal Analysis Supporting Utility Examination Guidelines; Request; PTO-1449 Form

**FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HEREWITH CANCELED**

## Basic Filing Fee

Total effective claims	30	- 20 (at least 20) =	10	x \$ 18.00	\$	750.00
Independent claims	2	- 3 (at least 3) =	0	x \$ 84.00	\$	180.00
If any proper multiple dependent claims now added for first time, add \$280.00 (ignore improper)						\$ 0.00
If "small entity," then enter half (1/2) of subtotal and subtract						\$ 0.00

SUBTOTAL \$ 930.00

SECOND SUBTOTAL \$( 0.00)

TOTAL FEE ENCLOSED \$ 930.00

Assignment Recording Fee (\$40.00)

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.  
 The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**.  
 A duplicate copy of this sheet is attached.

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BJS:plb

NIXON &amp; VANDERHYTE P.C.

By Atty: B. J. Sadoff, Reg. No. 36,663

Signature:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

OSTERHOFF et al

Serial No. 09/731,657

Filed: December 8, 2000

For: EPIDIDYMIS-SPECIFIC RECEPTOR PROTEIN

Atty. Ref.: 35-196

Group: 1646

Examiner: Unassigned

\* \* \* \* \*

June 28, 2001

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

Sir:

**REQUEST FOR CORRECTION OF FILING RECEIPT**

Enclosed is a copy of the Filing Receipt for the above-identified application which incorrectly omits the third inventor's name. The inventors should read Caroline Osterhoff, Hamburg, Germany; Richard Ivell, Hamburg, Germany; Christiane Kirchhoff, Bordesholm, Germany. Also the title should read: EPIDIDYMIS-SPECIFIC RECEPTOR PROTEIN. The corrections are shown in red on the attached copy of the filing receipt. Also enclosed is a copy of a Request for Correction of Filing Receipt filed in this case on April 19, 2001. Please note your records accordingly. Correction of same is respectfully requested.